6-30-08

ATTORNEY DOCKET NO: 063170.6951

PATENT APPLICATION USSN 10/762,090



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

David Eugene Huddleston, et al.

Serial No.:

10/762,090

Filing Date:

January 20, 2004

Group Art Unit:

2128

Confirmation No.:

4604

Examiner:

Freid, Russell Warren

Title:

Method and Apparatus for Discovering Evolutionary

Changes Within a System

07/01/2008 HLE333

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Mail Stop: Amendment Commissioner of Patents P.O. Box 1450

Arlington, Virginia 22313-1450

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Express Mailing Label Number: EV 732543679 US

Date of Deposit: June 27, 2008

I hereby certify that this Information Disclosure Statement, PTO-1449 form with references are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Willie Jiles

Dear Sir:

## Information Disclosure Statement (IDS)

Applicants respectfully request, pursuant to 37 C.F.R. §§ 1.56, 1.97, and 1.98, that the references listed on the attached PTO-1449 form be considered and cited in the examination of the above-identified patent application. Pursuant to 37 C.F.R. §§1.97(g) and (h), Applicants make no representation that a search has been made, that these references are material to patentability of the present application, or that these references qualify as prior art.

Pursuant to the changes to C.F.R. §1.98(a)(2) set forth in 69 FR 56481 and effective October 21, 2004, copies of U.S. patents and U.S. patent application publications have not been provided. References other than U.S. patents and U.S. patent application publications are enclosed.

Pursuant to 37 C.F.R. § 1.97(b), Applicants believe this IDS is being being submitted after issuance/mailing of the first Office Action. The Commissioner is hereby authorized to charge the \$180.00 IDS fee pursuant to 37 C.F.R. § 1.97(c) to Deposit Account No. 02-0384 of Baker Botts L.L.P. Applicants believe no other fees are due. However, the Commissioner is hereby authorized to charge any necessary additional fees or credit any overpayments to Deposit Account No. 02-0384 of Baker Botts L.L.P.

Respectfully submitted,

BAKER BOTTS L.L.P. Attorneys for Applicants

Chad D. Terrell Reg. No. 52,279

Date: June 27, 2008

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